

**MERCER COUNTY BOARD OF CHOSEN FREEHOLDERS**

**FORMAL MEETING OF FEBRUARY 28, 2013**

**JOYCE L. MCDADE ADMINISTRATION BUILDING- ROOM 211**

**640 SOUTH BROAD STREET, TRENTON, NEW JERSEY**

**AGENDA**

**A. ROLL CALL:**

**B. INVOCATION:**

Almighty God who holds the fate of Man and Nation, we most humbly beseech thee to bless this, our County, these deliberations and thy servants that they might act with wisdom and understanding for the good of our community and thy greater glory. Amen.

**C. FLAG SALUTE:**

**D. SUNSHINE LAW:**

In accordance with the provisions of the New Jersey Open Public Meetings Law, Notice of this Formal Meeting has been mailed to The Trenton Times, The Trentonian and The Princeton Packet newspapers as well as having been posted in the both the County Administration Building and Courthouse at least forty-eight (48) hours in Advance of the meeting.

**THE PUBLIC IS INVITED TO COMMENT  
ON ANY ITEM LISTED ON THE AGENDA**

**E. PRESENTATION:**

Black History Month Celebration

**F. 2013 BUDGET MESSAGE:**

Brian M. Hughes, Mercer County Executive

**G. APPROVAL OF MINUTES:**

1. December 13, 2012

**H. COMMUNICATIONS:**

1. From Kathleen S. Norcia, Municipal Clerk, Lawrence Township, Mercer County, dated February 7, 2013. RE: Resolution No. 75-13, supporting sustainable state funding for preservation and stewardship of open space, parks, farmland and historic sites in New Jersey.
2. From Betty Vasil, Clerk of the Board, Ocean County, dated February 7, 2013. RE: Resolution supporting A-691/2030 and S-717 which would allow veterans to obtain a veteran designation on their driver's license by presenting their DD 214 papers or their Federal Activation Orders.
3. From Steve Marvin, County Administrator, Warren County, dated February 14, 2013. RE: Resolution No. 97-13, requiring voter approval by public question of bonded indebtedness.
4. From Andrew A. Mair, County Administrator, Mercer County, dated February 26, 2013. RE: Answers to Freeholder Questions from the Meeting of February 13, 2013.

5. From Andrew A. Mair, County Administrator, Mercer County, dated February 26, 2013. RE: Answer to Question from Freeholder Cimino.
6. From Arthur R. Sypek, Jr., County Counsel, Mercer County, dated February 26, 2013. RE: Fibertech Resolution.
7. From Andrew A. Mair, County Administrator, Mercer County, dated February 28, 2013. RE: Answers to Freeholder Questions from the Meeting of February 26, 2013.

**I. RESOLUTION – REMOVE FROM TABLE:**

**ACCEPTANCE OF RIGHTS-OF-WAY USE AGREEMENT  
WITH FIBER TECHNOLOGIES NETWORKS, L.L.C. FOR  
INSTALLATION OF UNDERGROUND CONDUIT AND  
CABLING FOR COMMERCIAL DATA TRANSPORT AND  
INTERNET SERVICES ALONG COUNTY OWNED  
PROPERTY**

**J. RESOLUTIONS:**

1. COUNTY OF MERCER APPROPRIATION RESERVE TRANSFER
2. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A CONTRACT BETWEEN THE MERCER COUNTY HUMAN SERVICES ADVISORY COUNCIL (HSAC) AND NEW JERSEY DEPARTMENT OF CHILDREN AND FAMILIES, DIVISION OF CHILD PROTECTION AND PERMANENCY (DCP&P), FOR THE PROVISION OF HUMAN SERVICES PLANNING. PERIOD: JANUARY 1, 2013 TO DECEMBER 31, 2013. TOTAL AMOUNT: \$83,384.00 (STATE FUNDS – \$67,508.00; COUNTY MATCH – \$15,876.00)

3. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A SOCIAL SERVICES FOR THE HOMELESS (SSH) CONTRACT WITH THE NEW JERSEY DEPARTMENT OF HUMAN SERVICES (NJ DHS), DIVISION OF FAMILY DEVELOPMENT (DFD), FOR THE PROVISION OF SOCIAL SERVICES TO THE HOMELESS (SSH). PERIOD: JANUARY 1, 2013 THROUGH DECEMBER 31, 2013. TOTAL AMOUNT: \$545,969.00 (\$410,845.00 – SSH; \$135,124.00 – TANF) (NO COUNTY FUNDS)
  
4. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A LETTER OF AGREEMENT BETWEEN THE COUNTY OF MERCER AND THE GOVERNOR'S COUNCIL ON ALCOHOLISM AND DRUG ABUSE FOR THE MUNICIPAL ALLIANCE TO PREVENT ALCOHOLISM AND DRUG ABUSE [DRUG ENFORCEMENT DEMAND REDUCTION] (D.E.D.R.). PERIOD: JANUARY 1, 2013 THROUGH DECEMBER 31, 2013. TOTAL AMOUNT: \$432,525.00 (NO COUNTY FUNDS)
  
5. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A SUB-GRANT AGREEMENT WITH CATHOLIC CHARITIES, DIOCESE OF TRENTON, FOR THE PROVISION OF RAPID RE-HOUSING SERVICES (DIVERTS TEMPORARY ASSISTANCE FOR NEEDY FAMILIES (TANF) FROM HOMELESSNESS WITH RENTAL ASSISTANCE, INTENSIVE CASE MANAGEMENT, AND WRAP-AROUND SERVICES IN THE COMMUNITY). TOTAL AMOUNT: \$550,000.00 [\$275,000.00 FOR 2013 (\$259,526.00 – CASE MANAGEMENT (SSH), \$10,000.00 – PREVENTION (SSH), \$5,474.00 – ADMINISTRATIVE COSTS (SSH)); \$275,000.00 FOR 2014 (\$259,526.00 – CASE MANAGEMENT (SSH), \$10,000.00 – PREVENTION (SSH), \$5,474.00 – ADMINISTRATIVE COSTS (SSH))]. PERIOD: JANUARY 1, 2013 TO DECEMBER 31, 2014

6. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A COMPETITIVE CONTRACT WITH CENTRAL JERSEY LEGAL SERVICES, INC., FOR THE “MERCER COUNTY LEGAL SERVICES PROJECT FOR THE ELDERLY”. PERIOD: JANUARY 1, 2013 THROUGH DECEMBER 31, 2014. TOTAL AMOUNT: \$406,642.00 (\$203,321.00 – 2013; \$203,321.00 – 2014) [\$140,000.00 PER YEAR – FEDERAL TITLE III-B FUNDS; \$63,071.00 PER YEAR – IN-KIND FUNDS; \$250.00 PER YEAR – PROJECT INCOME] (NO COUNTY FUNDS)
  
7. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A COMPETITIVE CONTRACT WITH CHILD CARE CONNECTION TO PROVIDE PROGRAM ENHANCEMENT SERVICES. PERIOD: JANUARY 1, 2013 THROUGH DECEMBER 31, 2014. AMOUNT NOT TO EXCEED: \$30,000.00 (\$15,000.00 – 2013; \$15,000.00 – 2014) (COUNTY FUNDS)
  
8. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A COMPETITIVE CONTRACT WITH INTERFAITH CAREGIVERS OF GREATER MERCER COUNTY FOR THE “COMMUNITY SUPPORT SERVICES, VOLUNTEER SERVICES MERCER COUNTY SERVICE EXCHANGE PROGRAM”. PERIOD: JANUARY 1, 2013 TO DECEMBER 31, 2014. TOTAL CONTRACT AMOUNT: \$402,792.00 (\$196,622.00 – 2013; \$206,170.00 – 2014) [\$20,000.00 PER YEAR (FEDERAL TITLE III-B FUNDS); \$145,305.00 – 2013 AND \$154,300.00 – 2014 (PROVIDER SOURCE FUNDS); \$9,317.00 – 2013 AND 9,870.00 – 2014 (CONTRACTOR PROJECT INCOME); \$22,000.00 PER YEAR (COUNTY PEER GROUPING FUNDS)]

9. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A COMPETITIVE CONTRACT WITH JEWISH FAMILY AND CHILDREN'S SERVICES OF GREATER MERCER COUNTY, INC. FOR KOSHER MEAL SERVICES. PERIOD: JANUARY 1, 2013 TO DECEMBER 31, 2014. TOTAL AMOUNT: \$123,000.00 (\$61,500.00 – 2013; \$61,500.00 – 2014) [\$25,000.00 PER YEAR – COUNTY PEER GROUPING FUNDS; \$3,000.00 PER YEAR – PROJECT INCOME; \$33,500.00 PER YEAR – LOCAL NON-FEDERAL PARTICIPATION]
  
10. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A COMPETITIVE CONTRACT WITH MEALS ON WHEELS OF TRENTON/EWING, INC. TO PROVIDE HOME-DELIVERED MEAL SERVICES. PERIOD: JANUARY 1, 2013 TO DECEMBER 31, 2014. TOTAL CONTRACT AMOUNT: \$480,748.00 (\$237,388.00 – 2013; \$243,360.00 – 2014) [\$7,000.00 PER YEAR (FEDERAL FUND TITLE III-C2); \$10,843.00 – 2013 AND \$11,289.00 – 2014 (NUTRITION SERVICES INCENTIVE PROGRAM) (NSIP); \$60,000.00 PER YEAR (PROJECT INCOME); \$137,690.00 – 2013 AND \$143,216.00 – 2014 (PROVIDER MATCHING FUNDS); \$21,855.00 PER YEAR (COUNTY MATCHING FUNDS)]
  
11. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A COMPETITIVE CONTRACT WITH THE YOUNG WOMEN'S CHRISTIAN ASSOCIATION, INC. OF PRINCETON (YWCA) TO PROVIDE PRESCHOOL SERVICES. PERIOD: JANUARY 1, 2013 THROUGH DECEMBER 31, 2014. AMOUNT NOT TO EXCEED: \$48,000.00 (\$24,000.00 – 2013; \$24,000.00 – 2014) (COUNTY FUNDS)
  
12. MERCER COUNTY BOARD OF CHOSEN FREEHOLDERS AUTHORIZES TO ACCEPT THREE (3) VEHICLES FROM THE MERCER COUNTY BOARD OF SOCIAL SERVICES FOR USE BY THE COUNTY OF MERCER

13. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A SHARED SERVICES AGREEMENT BETWEEN THE COUNTY OF MERCER AND THE MERCER COUNTY BOARD OF SOCIAL SERVICES FOR THE PROVISION OF INFORMATION AND REFERRAL, SCREENING, AND TRACKING FUNCTIONS FOR THE RAPID REHOUSING PROGRAM. PERIOD: JANUARY 1, 2013 THROUGH DECEMBER 31, 2014. AMOUNT: \$102,000.00 (\$51,000.00 – 2013; \$51,000.00 – 2014) (COUNTY FUNDS)
14. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A SHARED SERVICES AGREEMENT BETWEEN THE COUNTY OF MERCER AND MERCER COUNTY BOARD OF SOCIAL SERVICES FOR THE PROVISION OF A TWENTY-FOUR HOUR RESPONSE, EMERGENCY HOMELESS HOTLINE WITH CASE MANAGEMENT SERVICES. TOTAL AMOUNT: \$102,296.00 (\$51,148.00 – 2013; \$51,148.00 – 2014). PERIOD: JANUARY 1, 2013 THROUGH DECEMBER 31, 2014 [SOCIAL SERVICES TO THE HOMELESS (SSH) FUNDS; NO COUNTY FUNDS]
15. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A PROFESSIONAL SERVICE CONTRACT, AWARDED THROUGH A “FAIR AND OPEN PROCESS”, PURSUANT TO N.J.S.A. 19:44A-20.4, WITH MERCADIE PC FOR THE ANNUAL AUDIT OF BOOKS, ACCOUNTS, AND FINANCIAL TRANSACTIONS OF MERCER COUNTY FOR FISCAL YEAR 2012. AMOUNT NOT TO EXCEED: \$103,000.00. PERIOD: MARCH 1, 2013 THROUGH DECEMBER 31, 2013
16. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A PROFESSIONAL SERVICE CONTRACT (THROUGH A “NON-FAIR AND OPEN PROCESS”) WITH ANTONIO MARTINEZ, ESQ., FOR PROFESSIONAL LEGAL SERVICES REGARDING PSYCHIATRIC AND DOMESTIC VIOLENCE HEARINGS AS THE PATIENT’S ADVOCATE. AMOUNT NOT TO EXCEED: \$50,000.00. PERIOD: JANUARY 1, 2013 THROUGH DECEMBER 31, 2013

17. MERCER COUNTY BOARD OF CHOSEN FREEHOLDERS AUTHORIZES THE COUNTY EXECUTIVE, COUNTY TREASURER, AND CLERK TO THE BOARD TO EXECUTE ANY NECESSARY PROGRAM DOCUMENTS WITH THE NEW JERSEY DIVISION OF CRIMINAL JUSTICE/POLICE TRAINING COMMISSION TO ACCEPT INSTALLMENT PAYMENTS FROM THE LAW ENFORCEMENT OFFICERS TRAINING AND EQUIPMENT FUND (LEOTEF) PROGRAM, AND AUTHORIZES THE COUNTY TREASURER TO ACCEPT PERIODIC LEOTEF FUNDS
18. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A GRANT APPLICATION AND SUBSEQUENT SUB-GRANT AWARD DOCUMENTS WITH THE STATE OF NEW JERSEY FOR THE MERCER COUNTY PROSECUTOR'S OFFICE TO PARTICIPATE IN THE STOP VIOLENCE AGAINST WOMEN ACT GRANT PROGRAM, ADMINISTERED BY THE DIVISION OF CRIMINAL JUSTICE, DEPARTMENT OF LAW AND PUBLIC SAFETY. AMOUNT: \$28,208.00 (\$21,156.00 – FEDERAL; \$7,052.00 – COUNTY MATCH). PERIOD: JULY 1, 2012 TO JUNE 30, 2013. GRANT NO: 11VAWA-80
19. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A MUNICIPAL ASSISTANCE PROJECT AGREEMENT BETWEEN THE COUNTY OF MERCER AND HAMILTON TOWNSHIP FOR ASSISTANCE IN THE ACQUISITION OF THE CROSSWICKS-HAMILTON SQUARE ROAD PROPERTY, KNOWN AS BLOCK 2713, LOT 29, HAMILTON TOWNSHIP, COUNTY OF MERCER, STATE OF NEW JERSEY. COUNTY COST NOT TO EXCEED: \$61,200.00
20. RESCIND RESOLUTION NO. 2012-526, ADOPTED SEPTEMBER 27, 2012, FOR THE REPLACEMENT OF SAFETY SCHOOL ZONE SPEED CONTROL TO CARR AND DUFF FOR THE MERCER COUNTY DEPARTMENT OF TRANSPORTATION. AMOUNT: \$266,110.00 (AB2012-24)



21. RESCIND RESOLUTION NO. 2012-530, ADOPTED SEPTEMBER 27, 2012, FOR THE REPLACEMENT OF RUMBLE STRIPS TO ZONE STRIPING FOR THE MERCER COUNTY DEPARTMENT OF TRANSPORTATION. AMOUNT: \$109,333.76 (AB2012-23)
22. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO "EXERCISE THE OPTION TO EXTEND" THE AWARD OF BID CONTRACT WITH CORRECTIONAL DENTAL ASSOCIATES TO PROVIDE ON-SITE DENTAL SERVICES FOR THE MERCER COUNTY CORRECTION CENTER. AMOUNT: \$146,390.40 [BASED ON (2%) INDEX RATE]. EXTEND CONTRACT FOR TWO (2) YEARS: APRIL 1, 2013 TO MARCH 31, 2015
23. PARTIAL AWARD OF BID RECEIVED DECEMBER 7, 2012 TO PETERS CHEMICAL CO. FOR SOLID RUNWAY DEICER FOR THE TRENTON-MERCER AIRPORT. PERIOD: FEBRUARY 28, 2013 THROUGH FEBRUARY 27, 2014, WITH AN OPTION TO EXTEND FOR ONE (1) YEAR. AMOUNT NOT TO EXCEED: \$92,000.00 (AB2012-56)
24. PARTIAL AWARD OF BID RECEIVED DECEMBER 7, 2012 TO SCHOENBERG SALT CO., INC. FOR LIQUID RUNWAY DEICER FOR THE TRENTON-MERCER AIRPORT. PERIOD: FEBRUARY 28, 2013 THROUGH FEBRUARY 27, 2014, WITH AN OPTION TO EXTEND FOR ONE (1) YEAR. AMOUNT NOT TO EXCEED: \$176,000.00 (AB2012-56)
25. INTRODUCTION AND APPROVAL OF FIRST READING OF THE 2013 BUDGET

26. RESOLUTION TO EXCEED THE COUNTY BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

**K. ORDINANCE INTRODUCTIONS:**

1. AN ORDINANCE AMENDING ORDINANCE NO. 1985-6, ADOPTED MAY 14, 1985 – MERCER COUNTY ORDINANCE TO ESTABLISH LOAD LIMITS ON VARIOUS BRIDGES AND CULVERTS (AMENDMENT NO. 1)
2. AN ORDINANCE AMENDING ORDINANCE NO. 1986-20, ADOPTED MAY 27, 1986 – MERCER COUNTY ORDINANCE TO ESTABLISH LOAD LIMITS ON VARIOUS BRIDGES AND CULVERTS (AMENDMENT NO. 1)
3. AN ORDINANCE AMENDING ORDINANCE NO. 1986-24, ADOPTED AUGUST 26, 1986 – MERCER COUNTY ORDINANCE TO ESTABLISH LOAD LIMITS ON VARIOUS BRIDGES AND CULVERTS (AMENDMENT NO. 1)
4. AN ORDINANCE AMENDING ORDINANCE NO. 1986-37, ADOPTED DECEMBER 9, 1986 – MERCER COUNTY ORDINANCE TO ESTABLISH LOAD LIMITS ON VARIOUS BRIDGES AND CULVERTS (AMENDMENT NO. 1)
5. AN ORDINANCE AMENDING ORDINANCE NO. 1987-23, ADOPTED SEPTEMBER 22, 1987 – MERCER COUNTY ORDINANCE TO REDUCE LOAD LIMITS ON BRIDGE NO. 230.5, CARRYING TITUS MILL ROAD OVER STONY BROOK, TOWNSHIP OF HOPEWELL, COUNTY OF MERCER (AMENDMENT NO. 1)

6. AN ORDINANCE AMENDING ORDINANCE NO. 1988-5, ADOPTED MARCH 8, 1988 – MERCER COUNTY ORDINANCE TO ESTABLISH LOAD LIMITS ON VARIOUS BRIDGES AND CULVERTS (AMENDMENT NO. 1)
7. AN ORDINANCE AMENDING ORDINANCE NO. 1989-10, ADOPTED JUNE 27, 1989 – MERCER COUNTY ORDINANCE TO ESTABLISH LOAD LIMITS ON VARIOUS BRIDGES AND CULVERTS (AMENDMENT NO. 1)
8. AN ORDINANCE AMENDING ORDINANCE NO. 1989-15, ADOPTED JULY 25, 1989 – MERCER COUNTY ORDINANCE TO ESTABLISH LOAD LIMITS ON BRIDGE NO. 330.1, CARRYING ALEXANDER ROAD OVER STONY BROOK, TOWNSHIP OF PRINCETON, COUNTY OF MERCER (AMENDMENT NO. 1)
9. AN ORDINANCE AMENDING ORDINANCE NO. 1989-20, ADOPTED SEPTEMBER 12, 1989 – MERCER COUNTY ORDINANCE TO ESTABLISH LOAD LIMITS ON BRIDGE NO. 642.9, CARRYING YARDVILLE-HAMILTON SQUARE ROAD OVER POND RUN, TOWNSHIP OF HAMILTON, MERCER COUNTY (AMENDMENT NO. 1)
10. AN ORDINANCE AMENDING ORDINANCE NO. 1999-9, ADOPTED AUGUST 12, 1999 – MERCER COUNTY ORDINANCE TO REDUCE ESTABLISHED LOAD LIMITS ON COUNTY BRIDGE NO. 6-540.4 CARNEGIE ROAD OVER ASSUNPINK CREEK, HAMILTON AND LAWRENCE TOWNSHIPS, COUNTY OF MERCER (AMENDMENT NO. 1)

**L. OLD BUSINESS:**

**M. ON-GOING BUSINESS:**

1. Airport
2. Indoor Track
3. Voter Certification and Paper Ballot Receipt

**N. NEW BUSINESS:**

**O. PUBLIC SECTION:**

**P. ADJOURN MEETING:**